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09 UNITED STATES DISTRICT COURT
10 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

11 RICHARD A. KIRKHAM,) Case No. C05-2131-MJP-JPD
12)
13 Plaintiff,)
14) ORDER GRANTING PLAINTIFF'S
15 v.) MOTION FOR EXTENSION OF
16) TIME
DELLA DOE, et al.,)
17)
18 Defendants.)
19)
20)

21 Plaintiff is proceeding *pro se* and *in forma pauperis* in this 42 U.S.C. § 1983 civil
22 rights action. This matter comes before the Court on plaintiff's motion for extension of time
23 to obtain access to his own files, conduct discovery, and prepare dispositive motions. Dkt.
24 No. 18. Defendants have responded to this motion and object to the length of the extension
25 and the scope of the discovery. Dkt. No. 26. Having carefully reviewed the parties' papers
26 and balance of the record, the Court ORDERS as follows:

27 A. Discovery

28 Plaintiff's motion for extension of time (Dkt. No. 25) is GRANTED. Plaintiff has
29 shown that he has diligently attempted to discover medical records relevant to his case.

01 Additionally, plaintiff has shown that incarceration, facility transfers, and other unfortunate
02 circumstances have limited his access to legal resources. Hence, plaintiff has shown good
03 cause to amend the discovery schedule. A ninety-day extension of time, however, is
04 excessive. Plaintiff shall have until **November 20, 2006**, to complete the discovery of his
05 medical records. The Court advises plaintiff that this will be the last such extension of time
06 he shall receive.

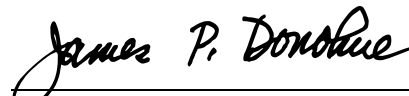
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08 B. Dispositive Motions.

09 The dispositive motion and deadline in this case is STRICKEN. The Court notes that
10 defendants recently filed a motion for summary judgment. Dkt. No. 26. Plaintiff's response
11 to that motion, and any other dispositive motions filed by the plaintiff, shall be due **no later**
12 **than December 8, 2006.**

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14 C. Clerk's Instructions.

15 The Clerk is directed to send a copy of this Order to the parties and to the Honorable
16 Marsha J. Pechman.

17 DATED this 5th day of October, 2006.

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19 JAMES P. DONOHUE
20 United States Magistrate Judge
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